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AF / 1765

ATTENTION: MAIL STOP AF
PATENT
Customer No. 22,852
Attorney Docket No. 04329.2199

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)
Kenro NAKAMURA, et al.) Group Art Unit: 1765
Serial No.: 09/453,831) Examiner: Umez-Eronini, Lynette T.
Filed: December 2, 1999)
For: POLISHING METHOD AND)
POLISHING LIQUID)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SECOND NOTICE OF APPEAL

Applicants hereby appeal to the Board of Appeals from the Examiner's decision of May 20, 2003.

Since a first Notice of Appeal was filed on June 2, 2002, and an Appeal Brief was filed on August 5, 2002, both with appropriate fee payments, there should be no fee required for this second Notice of Appeal. *See M.P.E.P. § 1208.02* ("Whether appellant elects to continue prosecution or to request reinstatement of the appeal, if prosecution was reopened prior to a decision on the merits by the Board of Patent Appeals and Interferences, the fee paid for the notice of appeal, appeal brief, and request for oral hearing (if applicable) will be applied to a later appeal on the same application.").

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

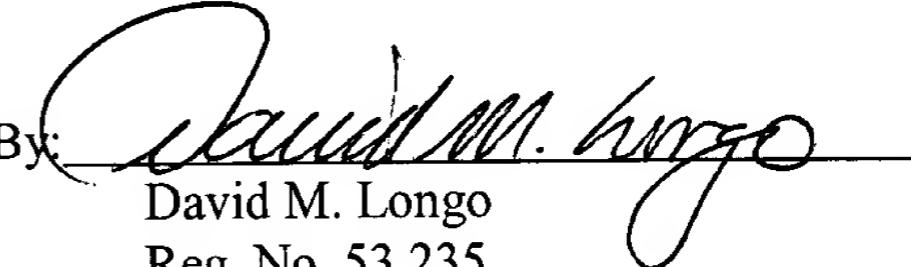
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Nevertheless, please grant any extensions of time required to enter this response and charge any fees that may be required to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:


David M. Longo
Reg. No. 53,235

Dated: August 19, 2003

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